

# THE TALE OF THE BLUEBIRD MINE BY HAROLD BINDLOSS

THE white peaks were fading into the darkening east, and the mist which rises at sunset rolled like steam among the pines, when Harry Jardine sat talking with Eva Tourmaine on a hillside of British Columbia outside her father's ranch. Tourmaine owned lands and cattle, as well as mining stock, and at first was not pleased when his only daughter, who might have made a brilliant match in Victoria, smiled upon Jardine. The latter had studied engineering theoretically before he left the old country, and after a mixed experience in the Canadian dominion had purchased a small holding on mortgage in that valley. Tourmaine hinted that it would take him ten years to clear it sufficiently to make a poor living, but Jardine said he did not intend to try. He expected there would be mineral developments presently. The rancher slowly changed his opinions when Jardine creditably executed contracts for building rude bridges and blowing rocks clear of new wagon roads, and finally agreed that when Jardine could accumulate \$4,000 and build a decent house he might claim Eva, who would not go to him portmanteau.

"My daughter shall not wear herself down trying to do a man's work in the bush as her poor mother did. It's better to do without the good things than get them too late," he said, with a sigh. "So if you want her, use all the grit that's in you. You can't get much for nothing in this world, Harry."

Jardine had done his best, and as he leaned over the back of Eva's chair hard, and lean, and brown, but a handsome man and vigorous from the clean life of the woods withal, he looked back on the struggle as well as out across the valley. One snow peak still flamed crimson in the last glow from the west, but the song of the river the hush of the summer evening brooded heavily over the darkening earth below.

"What are you thinking of, Harry? You are quiet," said the girl, looking up at him from under long, dark lashes, while the light from an open window touched her winsome face, rippled into warm bloom by mountain wind and sun. "I was thinking of the first day I saw you, and remembering how you hired me at the railway to pack in a box for you," answered Jardine, smiling, and Eva colored. "Don't. That isn't kind," she said. "How was I to know, Harry? And you really looked so—"

"Like a wandering hobo. Well, that was what I was," interrupted Jardine.

And this time Eva laughed as she answered: "No. I was going to say—hungry."

"I was hungry often in those days," said Jardine, a little grimly. "I am sometimes tired now. Things have gone dead against me lately, but we have our legal improvements on the mine almost complete. There is no doubt about the richness of the ore, and the Vancouver folks will finance me as soon as I get the patent. Then—"

Eva blushed prettily and turned away her head. But she had inherited her father's shrewdness, and said: "It is a pity you did not take my advice instead of delaying the development work so long."

"We hardly thought the claim worth exploiting until that Vancouver broker came along and offered us \$500 to clear out. That gave us a hint, for we guessed the old Kootenay miner who drilled for us knew him. As you know, it was shortly afterwards we found what we had a chance to tell you that the broker fellow offered \$2,000 recently. It is a close race to get the legal improvements in, but nobody about here would jump us."

"No," and Eva looked serious. "I don't think they would, but I would be afraid of that city man, Harry."

"I am afraid of waiting any longer for Eva Tourmaine," was Jardine's answer. "The mine will give me a fair start towards property, and it would break my heart to lose it. We have been working night and day and only need to put in the timber ready to constitute sufficient improvement. In fact, I must stay with the work until I get the crown grant, and come back to claim you—"

He straightened his tall frame wearily, and then, as he stepped to kiss her, Eva said: "You look worn, Harry. I shall count the hours until the work is done."

Jardine tramped back down the winding valley, blundering over fir roots and into thickets, for he had toiled with shovel and crowbar since the preceding night, and his eyes were heavy from want of sleep. This, perhaps, explained why he did not notice that a thicker vapor than the mist rolled up above the dark pines on a shoulder of a hill. The air was also heavy with the smell of burning, but bush fires were common at that season. At last, however, he halted with a shock of consternation when the great trunk of a tree before him was alight in a furnace, but Jardine pushed on through it until he found his intended path, and the blackened all over shaking his clinched fist at the blaze and choking out strange epithets.

"Are the sawn props safe?" he asked, hoarsely.

"Gone!" growled Miner Marston. "Every blame one of them. We're burnt out, lost! The drills are melting, and there's a jam of 200 foot hemlocks right over the adit. I lit out to meet Freighters Davis bringing the powder in, and when I came back the whole bush was blazing."

"It's all up," said Jardine, whose face turned a curious gray under the tuffal glare as he sat down limply, mopping the sweat from his forehead, and for several minutes there was only the roar of the fire. Then, because he was a sanguine man who had faced disaster before, he caught at a faint hope, adding: "It's cruel hard luck. Still, none of the folks round here would be mean enough to jump us before we've straightened things up. Accidents will happen, and—"

"Accidents be damned!" growled Marston. "This isn't an accident. Some of them thieves who gave out that they were hunting timber rights have burnt us out, and the company man at Vancouver started them in. Can't you smell kerosene on this? And see here!"

Marston held out a half burnt rag and a couple of unused matches before him. "Smokeproofs! There don't sell that kind. We use silent smelters here. Crown mining records stand like cast iron by the law, and says the law;

If you've not put your legal improvements on your claim in time anybody can relocate it. Begin to catch on, eh? Bush fires are common, aren't they? And them sounders knowing it have burnt us out so we can't put through the improvements before they jump us."

Jardine said nothing for a space, only set his teeth and clinched his hard right hand, recognizing that a cunning enemy had outwitted him. He also knew that the poor man who fights an unscrupulous capitalist over a disputed claim generally goes under. But he was a stubborn man, who, dealing justly with others, clung grimly to his rights, and there was an ominous flash in his gray eyes when he answered at last:

"Then they shall fight for it. I'm not going to lie down while any man robs me, and if they want the claim they must take it—the best way they can. Start now for Vancouver, borrow \$500 from our friends there, and pay it into crown offices as composition for work not done. Then get hold of Lawyer Elmore and stand by to strike the rascally broker for conspiracy."

"And what are you figuring to do?" asked Marston, and Jardine answered quietly:

"Stay here and stand all jumpers off the claim." The elder man looked at the speaker approvingly, but he shook his head. "There's sand in you, but it won't work out that way, and the law's too strong to buck against," he said. "It's forty miles to the railway, and by the time I get there the Pacific express would be through. It's too late for the composition already. You're young and innocent, Harry, or I guess you'd know how the case would go if you started to bluff off with two matches mine riggers who could put down \$10 for every cent we show."



"Then," said Jardine, hoarsely, "is there nothing we can do?"

"Not much, 'cept to sleep over it. Maybe we'll see light in the morning; we're badly played out now."

It sounded absurd, counsel, but Marston was right, for suspense with hope is torture, while a beneficent providence allows that finite disaster often brings with it a mental numbness which blunts the victim's senses. Therefore late for the thick blanket round him among a hemlock's roots he found the scent of cedars even more soothing than the boom of the river which seemed drifting him away to a peaceful region wherein claim jumpers were unknown. When he awoke solidly on sunlight touched the cold white peaks, dew glistened like diamonds on every cedar spray, and the world seemed fresh and beautiful until he remembered what he had to do; then all the brightness faded. Neither of the partners ate much breakfast, while, when the talk that followed it was finished, Jardine plotted moodily towards Tourmaine's ranch, and found Eva under the veranda. The sunlight kissed her face into brighter color, heightened the shy pleasure in her eyes and the sparkle in her hair, and the man groaned inwardly. Then Eva started as she saw his face.

"You have had a misfortune with the miner?" she said.

"I have lost it. We are going to make a last stand, but all hope has gone!" said Jardine, huskily. Then the girl listened breathlessly to his hurried words until she clinched one hand as he concluded: "I shall stay until the curtain comes down and then go away to some place where a poor man has better chances than in this valley. How could I stay here to be a reproach to you?"—and it may be years before I have a home to offer you. Some day I shall win the dollars, perhaps too late, but meantime, after the loss over Fuller's dam, I am a hopelessly ruined man. Heaven knows how this hurts me, but I must do the right thing, and, Eva, can't you see that?"

"What would you do if you won those dollars?" asked the girl, with a wave of color in her face.

"Come back, if it was from across the world, to Tourmaine's ranch," said the man, in a voice that was strained and hoarse.

"And find me waiting," said Eva, with a catch in her breath. "Whether you come soon or late, and it may be years before you should go, Harry, but when you return, with or without

the dollars, it will make no difference. Two to make a bargain, sweetheart, and two to break it—and I hold you fast. There, you can let your exaggerated sense of honor rest. It is all decided. But promise, even if those unprincipled men rob you, you will use no violence."

"Rob me!" said Jardine presently. "Are they not robbing you?"

"And Eva said, softly: "Hush! Have you not forced me to speak plainly enough? You are rash and stubborn, Harry, but the man behind them are too strong for you. You must promise."

"I promise, unless they use force," said Jardine, reluctantly. "Heaven bless you, Eva, for your faith in me!" And presently, comforted, but still uncertain if he had acted justly, he rode back to camp on one of Tourmaine's best horses he had a reason for borrowing.

The partners held a counsel, and Jardine said: "Our time runs out at midnight, and Evans has promised to restate the claim for us. He would take his chances with the jumpers, and when we had fought the lawsuit step out again."

"Mighty poor chances!" said Marston. "They'll have all fixed ready—fast horse relay, if wanted, a locomotive, and

so they'd beat our man to the recorder's easily. Lawsuit! They'll buy enough witnesses and bring them along to break us before we'd almost begun."

Jardine, answering nothing, stared across the valley. A swift, snow fed river came roaring down between the long ranks of climbing pines, swag in a mad, white streaked with a muffled thunder into a great rift between the ranges. Right leagues over the high pass on the further side the railway stretched back to civilization, but for there was none, and the trail wound round several leagues further by a rude log bridge.

"The claim is recorded in your name; there is nothing to prevent me relocating it," he said; and Marston nodded.

"No. The fact that you found the money don't count. But what's the difference between you and the other fellows we could trust to?"

"Just this," said Jardine. "If I can record first the claim is mine, and I would take risks no money could tempt them to. I could get a long start by swimming the river."

"Have you gone mad?" asked Marston. "It is a flood, not a river, and no living man has ever swum it here."

"That is probably because no man has ever tried to," Jardine answered, quietly. "I'm tired, falling, and I'm tired of being poor. Besides, you ought to know my prize is worth any man staking his life for."

Further discussion followed, until Marston agreed that there was method in his comrade's madness, and walked out to meet the scattered neighbors who had promised to attend as witnesses, or allies in case of necessity. It was dusk when he returned with them, and found his partner carefully rubbing down Tourmaine's horse, a big, stanch beast of pedigree. Then, as the lingering darkness fell, Jardine lay down, to rest, but not to sleep. This time every nerve was strung up and the suspense intense. The neighbors and Marston sat smoking about a fire, and the red light which flickered about the charred trunks showed their faces were expectant until it paled as a broad, silver disk sailed up behind a shoulder of the range. The whole misty valley seemed to vibrate with the roar of the river, for the drainage of leagues of snow fields was pouring that way in mad hurry to the sea. Jardine, as he noticed the sidelong glances towards him, felt he could understand the feelings of a condemned felon the night before he played a leading part in the spectacle of a public execution. At last a thud of horse hoofs trembled through the woods, and there was a sound of wheels crunching over rock outcrop, also wild language, apparently, when they sank in the softer places.

"The jumpers are coming," said somebody.

Two men rode into the moonlight presently, leaving shadowy figures about the wagon behind them, and Marston stood up, leaning on his rifle. "Get off our claim before we put you off," he said.

"Anything to oblige?" was the answer. "Don't want a fuss. It's yours for half an hour or so, and then we purpose



to restate it for you. There are six of us, all certified miners, and quite ready to maintain our rights."

"Miners!" repeated Marston, with unutterable scorn. "A common thief's roustabout, you mean. Anyway, you'll wait until the time's up, or we'll hurt one or two of you."

"We want to save you trouble," answered the other, with a grin. "The first man to get this record in will win, and we've an express service ready laid on. Do you hold anything to beat it?"

"Get off the claim," said Marston, sullenly.

Jardine rose as the others withdrew, carefully tightening the saddle girth, then took up four square eggs and a hammer, and stood quivering with suspense beside a man who held out a watch. Shortly his turn would come. The minutes passed slowly; the others whispered hoarsely about him until there were footprints in the bush, and a strained voice said:

"Time! Pull the stakes up."

There was a rush for the first boundary post, but as Marston pulled one peg out Jardine drove another, marked "No. 1. Discovery." In a scuffle took place at the next, but he was first again, and the remaining corners were staked simultaneously. Then, amid a derisive howling, he shouted:

"Bear witness, I, Harry Jardine, free miner, have legally relocated the Bluebird claim."

One man flung himself into the saddle, Jardine did the same, two leaped into the wagon, and as with a quickening beat of hoofs and whirl of wheels the cavalcade swung recklessly down the trail, Marston's roar broke through the mocking cries of the rest and the rancher's cheers: "Ride for your life, Harry. Good luck to you!"

For a space friend and foe rode level, muzzle to muzzle, and tail to tail, dropping the jolting wagon behind; then Jardine, driving his beast at a screen of bracken, vanished among the pines, leaving his rivals bewildered.

"I figured he'd have made a better race for it," said one.

It was a steep slope to the river, matted with salmon berry, slippery with shale; but he went down it at a gallop, swaying low in the saddle to clear odd branches drooping between the great columnar trunks. Then he was out on the shingle under the moon with the flood roaring past him towards the lower end of the Agulles Vert glacier. It was at this point as he drove the red spurs home, Jardine, who cleared his feet from the stirrups, slipped from the saddle when the battering hoofs lost their grip on the stone, loosened the bridle, and twined one hand in the mane, shifted it to the saddle, and saw nothing but frothing ridges while he trusted the brute's instinct to take it safe across.

Whether he swam or was merely towed he was never certain, but at least the water supported him, and the horse, which was used to shallower rivers, managed the steering, though now and then when they swung together across a smoother eddy he could see the dark pines sliding quickly up green, and knew the big whirlpool lay ominously close below. But most of the time froth and water beat into his eyes, and

the water was cold with the deathly chill of the glaciers; so at last it was with a gasp of fervent thankfulness that he heard sliding shingle rattling beneath the hoofs, and, lunging his own feet, he gripped the bridle and floundered onwards, waist deep in water. He was in the saddle next moment, crashing at headlong gallop through the harsh swampy grasses toward the forest, while, when he swept into a narrow, tunnel like trail, a half seen man dragged two horses clear of it and a voice cried: "Well done, well done! Don't spare the beast, Jardine!"

As he rushed past like a whirled arrow, white robed figure waved a hand to him, and the rider's shaggy blood stirred within him for it was Tourmaine's white watch on, encouraged him, and he spared neither the beast nor himself. They had taken time for grass, but the man would spare the river a hogbacked spur which no mounted man could pass in broad daylight, while every minute was precious. Jardine had calculated that he could just catch the Pacific express and reach Yale at least before his rivals made the long horseback journey to another mining recorder's station. They had taken time for grass, but the man would spare the river a hogbacked spur which no mounted man could pass in broad daylight, while every minute was precious. Jardine had calculated that he could just catch the Pacific express and reach Yale at least before his rivals made the long horseback journey to another mining recorder's station. 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